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8 *Attorneys for Defendants ACM Research, Inc., David Hui Wang, Lisa Feng, and Mark A. McKechnie*

15 JEFFREY KAIN, Individually and on Behalf
of All Others Similarly Situated,

Plaintiff.

V.

19 ACM RESEARCH, INC., DAVID HUI
WANG, LISA FENG, and MARK A.
MCKECHNIE.

Defendants.

Case No.: 3:20-cv-09241-VC

**JOINT STIPULATION AND
[PROPOSED] ORDER REGARDING
RESPONSE TO COMPLAINT**

1 WHEREAS, Plaintiff Jeffrey Kain (“Kain”) filed a complaint on December 21, 2020 (the
2 “Complaint”), asserting claims under Sections 10(b) and 20(a) of the Securities Exchange Act of
3 1934 and SEC Rule 10b-5 on behalf of a putative class;

4 WHEREAS, the Private Securities Litigation Reform Act of 1995, 15 U.S.C. § 78u-4, *et*
5 *seq.*, requires the Court to appoint a Lead Plaintiff;

6 WHEREAS, the parties have agreed to a schedule that extends Defendants’ time to
7 respond to the Complaint until after a Lead Plaintiff has been appointed and an amended
8 complaint has been filed;

9 IT IS HEREBY STIPULATED AND AGREED among the undersigned parties, and
10 respectfully submitted for the Court’s approval, as follows:

- 11 1. Defendants are not required to answer or otherwise respond to the current
12 Complaint;
- 13 2. Within 14 days of the appointment of a Lead Plaintiff, the parties will confer and
14 submit a proposed schedule for the filing of an amended complaint and
15 Defendants’ response thereto;
- 16 3. The present stipulation is entered into without prejudice to or waiver of any rights,
17 arguments, defenses, or other objections of the parties.

18
19 Respectfully submitted,

20 Dated: February 17, 2021

21 FRESHFIELDS BRUCKHAUS DERINGER US LLP

22 By: /s/ Boris Feldman
23 Boris Feldman

24 Attorneys for Defendants ACM Research, Inc.,
25 David Hui Wang, Lisa Feng, and Mark A.
26 McKechnie

1 Dated: February 17, 2021

POMERANTZ LLP

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3 By: /s/ Patrick V. Dahlstrom
Patrick V. Dahlstrom

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25 *Additional Counsel for Plaintiff*

CERTIFICATION

I, Boris Feldman, am the ECF User whose identification and password are being used to file this **JOINT STIPULATION AND [PROPOSED] ORDER REGARDING RESPONSE TO COMPLAINT**. In compliance with Civil Local Rule 5-1(i), I hereby attest that Patrick V. Dahlstrom has concurred in this filing.

Dated: February 17, 2021

FRESHFIELDS BRUCKHAUS DERINGER US LLP

By: /s/ *Boris Feldman*

Boris Feldman

*Attorneys for Defendants ACM Research, Inc.,
David Hui Wang, Lisa Feng, and Mark A.
McKechnie*

1 [PROPOSED] ORDER
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3 Pursuant to the Stipulation, IT IS SO ORDERED.
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5 Dated: February 18, 2021
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The Hon. Vince Chhabria
United States District Judge

